

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA, : Docket #23-mj-02007  
Plaintiff, :  
-against- :  
YANPING WANG, : New York, New York  
March 22, 2023  
Defendant.

-----:  
PROCEEDINGS BEFORE  
THE HONORABLE SARAH NETBURN  
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

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SOUTHERN DISTRICT OF NEW YORK  
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2                   THE DEPUTY CLERK: Your Honor, this is  
3 matter of United States v. Yanping Wang. Case is  
4 number 23-mj-2007.

5                   Starting with the Government, could you  
6 please state your appearance for the record.

7                   MS. MURRAY: Good morning, Your Honor.  
8 Juliana Murray and Micah Fergenson on behalf of the  
9 United States.

10                  THE COURT: Thank you.

11                  MR. LIPMAN: Good morning, Your Honor.  
12 Alex Lipman of Lipman Law PLLC and my colleague  
13 Priya Chaudhry of ChaudhryLaw PLLC here for the  
14 defendant, Yanping Wang.

15                  THE COURT: Thank you. Ms. Wang, can you  
16 sorry -- go ahead.

17                  MS. CHAUDHRY: The defendant is present  
18 seated between us and being assisted by a Mandarin  
19 interpreter.

20                  THE COURT: Thank you.

21                  Ms. Wang, is your interpreter device  
22 working okay?

23                  THE DEFENDANT: Yes. It's okay.

24                  THE COURT: Okay. If at any point you have  
25 difficulty hearing through the interpreter, please

1 let us know. Okay?

2 THE DEFENDANT: Understood.

3 THE COURT: All right. So in preparation  
4 for this proceeding, I've reviewed the pretrial  
5 services report that was prepared about two weeks  
6 ago, maybe a week ago, when the defendant was  
7 initially here. And I have the transcript from  
8 March 15th when the defendant was presented before  
9 Judge Parker, which I've reviewed.

10 I understand that Judge Parker set  
11 conditions for the defendant's release, required  
12 that the conditions be satisfied before she be  
13 released. And I understand that we are here  
14 potentially for a Nebbia hearing. Nobody has  
15 submitted anything else to me, so I don't know  
16 anything else than now what I've shared with you.

17 MS. MURRAY: Yes, Your Honor. So we  
18 received a call last night from defense counsel,  
19 yesterday evening. They provided a number of  
20 potential cosigners. We've received documents for  
21 five of those and interviewed four and had not  
22 gotten to the point where we had two cosigners that  
23 we approved.

24 So last evening, defense informed us that  
25 they wanted what they referred to as a Nebbia

1 hearing. I understood the defense was going to file  
2 something for the Court overnight, but we just  
3 notified arraignment and arranged for defendant to  
4 be produced. So I will leave it to defense what  
5 they want to cover here today.

6 THE COURT: Okay. Can I ask you just to  
7 move the microphone --

8 MR. LIPMAN: I'm sorry.

9 THE COURT: -- directly in front of you.

10 MR. LIPMAN: Your Honor, the reason we are  
11 here is because the Government has unreasonably, in  
12 our view, refused to approve the cosigners we  
13 proposed. So, as the Government said, we gave them  
14 more than five names. We gave them something like  
15 nine names, and they interviewed -- they have  
16 documents for five. They interviewed four. They've  
17 rejected all of them.

18 And the reason we're here is because we are  
19 going to ask Your Honor to either approve the people  
20 we've proposed or change the bail conditions in such  
21 a way that Ms. Wang can satisfy the bail conditions  
22 and be released. So if I may just start before, as  
23 an initial map, right, since Your Honor has reviewed  
24 the pretrial report, Your Honor can see that the  
25 pretrial recommendation is much more -- much less --

1                   THE COURT: Let me stop you for one second.

2                   MR. LIPMAN: Yeah.

3                   THE COURT: I'm not really inclined to  
4 overrule my colleague who heard bail arguments and  
5 set a bail condition. So I'm not sure that's what I  
6 want to do, if that's what you're asking me to do.  
7 If you're asking me to consider the reasonableness  
8 of the proposed sureties I understand under the law,  
9 I can do that.

10                  I don't know anything about what that  
11 standard of review is, and I don't have any names or  
12 documents, so I don't know that that's something I  
13 can do from the bench.

14                  MR. LIPMAN: Well, Your Honor, let me set  
15 the stage for this, and maybe that'll help.

16                  THE COURT: Okay.

17                  MR. LIPMAN: Ms. Wang is a political  
18 refugee from China. She is a part of a movement of  
19 people who are opposing the Chinese Communist Party.  
20 And it's a pretty big movement. And because of her  
21 participation in the movement as a very senior  
22 person, she cannot return to China. If she did, she  
23 would be arrested at the airport and probably  
24 executed within days.

25                  So she's here. She lost her family in

1 China. Her husband was required to divorce her.  
2 She has a son she hasn't seen in something like nine  
3 years because she's not allowed to be in contact  
4 with him. Her father died without seeing her. She  
5 can't contact her brother anymore. She used to, but  
6 all of the family members have been arrested at one  
7 point or another and told to cut off all contact  
8 with her. Okay?

9 So the only people with whom she has  
10 contact are people who are part of this movement or  
11 in some way related to the main defendant in this  
12 case. The Government is well aware of this. When  
13 we actually agreed to the \$5 million bond and two  
14 cosigners, when we did that we understood that the  
15 Government understood, and we had a conversation  
16 about it, that the people who would cosign for her  
17 are not going to be family members.

18 Her only friends are people who are in this  
19 circle, and they're willing to sign for her, and  
20 they think that they have moral suasion over her.

21 THE COURT: Sorry. She's been living in  
22 the United States since 2017; is that correct?

23 MR. LIPMAN: She has.

24 THE COURT: And in those six years, she  
25 hasn't befriended anybody who's not within that

1 movement?

2 MR. LIPMAN: What she does is she works,  
3 and then she goes home, and then she works. And her  
4 entire life, during this entire time, has been  
5 moving from her apartment to where she works and  
6 back. She actually -- the answer is that her entire  
7 world is people -- people in this -- people in this  
8 community. We did have one person who is a very  
9 well-known individual in the United States who is  
10 not part of that -- is not Chinese, and he  
11 volunteered to post a property worth two and a half  
12 million dollars to secure her bond.

13 We proposed that if he were -- if he were  
14 to do two and a half million dollars of his  
15 property, and she confessed judgment on her  
16 apartment, that's three and a half million dollars.  
17 They have \$130,000 in cash that they seized from her  
18 apartment. And then there is an account with  
19 approximately, I want to say, 4- to 500,000 dollars  
20 in it.

21 We proposed to put all of that together for  
22 \$4 million security for the bond and then so that  
23 they could, you know, approve the people that they  
24 had interviewed, and they refused. So we are at a  
25 point now where they won't approve the people we

1 proposed because they are either not connected to  
2 her or too poor or connected with the main defendant  
3 and that kind of short circumstance. There's  
4 nothing we can do.

5 THE COURT: Sorry. They rejected the  
6 \$2.5 million property from somebody else because  
7 that person was not connected?

8 MR. LIPMAN: No, not because he was not  
9 connected. He is a very well-known individual, and  
10 he has his own legal problems. He wasn't going to  
11 cosign the bond. He was just going to put up the  
12 property to secure her bond, and they rejected him  
13 because they said that he was a convicted felon,  
14 which, frankly, that's not -- neither here nor  
15 there. There is no requirement that incapacitates  
16 somebody who is convicted felon from securing  
17 somebody else's bond.

18 THE COURT: And that person was prepared to  
19 basically hand over the deed to the Government?

20 MR. LIPMAN: Correct, he was prepared to  
21 confess judgment on his property.

22 Now, we now -- potentially, we might have  
23 other people who might be willing to do something  
24 like that, but the key issue here is this: The  
25 three people that they interviewed -- there are

1 three people they interviewed they have no issues  
2 with, as far as I can tell, just as far as I can  
3 tell. And they won't approve them.

4 First, they told us that they won't approve  
5 them because they don't have enough assets. Okay?  
6 So then we had subsequent conversations in which  
7 they said, well, the other problem is that they are  
8 too remote from her. They don't have moral suasion  
9 over her. Well, they think that they do, which is  
10 why they're doing this.

11 And, by the way, Your Honor, even if they  
12 don't have the \$5 million to stand behind this bond,  
13 they are financially responsible people. They would  
14 be ruined if the bond -- she defaulted on the bond.  
15 One of them is a lawyer. We offered another lawyer  
16 who is -- who is a -- we gave them the name. They  
17 didn't run it down because they told us straight  
18 away that he won't work.

19 But we offered an IT professional -- I  
20 think two IT professionals, if memory serves.

21 THE COURT: Two what professionals?

22 MR. LIPMAN: IT.

23 THE COURT: IT.

24 MR. LIPMAN: We offered -- they interviewed  
25 one of the lawyers. He is not rich now, but he does

1 have his own practice. He is a financially  
2 responsible person, and the bond is secured with a  
3 confession judgment on her apartment. She's going  
4 to be at home with an ankle monitor. She's confined  
5 to her apartment. She can't leave it unless she  
6 comes to visit us.

7 How do we get out of this?

8 THE COURT: Okay. Let me hear from the  
9 Government. Thank you.

10 MS. MURRAY: Your Honor, the Government's  
11 view is that this proceeding is premature. There is  
12 a process for the Government to interview and  
13 evaluate the qualifications of potential cosigners.  
14 As Your Honor noted, a week ago, Judge Parker  
15 imposed conditions, and she agreed with both the  
16 Government and Pretrial that those conditions needed  
17 to be met before Ms. Wang could be released.

18 One of those conditions was two qualified  
19 cosigners on a \$5 million bond. The reason that  
20 we're here today, as I understand, is because the  
21 defense is unhappy with the Government's  
22 determination that various of the names that they  
23 provided are not qualified.

24 There are a couple of points I want to  
25 make, and I don't want to get into the details of

1 the individual because Your Honor doesn't have the  
2 information in front of you right now. But as an  
3 example, the individual who is willing to pledge the  
4 2.2 million in property, defense never provided us  
5 with the address for the property. So we weren't  
6 able to run it down to find out how much equity was  
7 in the property, what was the mortgage, what was the  
8 source of funds used for the property.

9 And that prominent individual who they said  
10 owned the property is an individual who is very  
11 involved in the fraud in this case. And this is a  
12 billion-dollar fraud that was spearheaded by an  
13 individual known as Ho Wan Kwok or Miles Guo. The  
14 individual who was going to pledge the property has  
15 been involved in several organizations that are  
16 alleged to be instrumentalities of the fraud. And  
17 Ms. Wang is the chief of staff for Mr. Guo. She  
18 runs all of his companies.

19 A couple of the individuals, we did advise  
20 defense counsel, we couldn't even in good faith  
21 interview as potential cosigners. One of the  
22 lawyers that Mr. Lipman mentioned is the outside  
23 counsel for three of the different entities that  
24 operated this fraud scheme. His law firm had an  
25 escrow account that held tens of millions of dollars

1 of fraud scheme funds over the course of the charged  
2 conspiracy. That is not a person that we feel  
3 comfortable, even if he has the financial means to  
4 cosign a bond for the defendant.

5 We have expressed a willingness to work  
6 with defense on potential cosigners, particularly in  
7 light of their claims. Which we understand that  
8 Ms. Wang doesn't have family here, so the moral  
9 suasion angle might be different.

10 But we can't be in a position where Judge  
11 Parker made a very reasoned judgment on the facts,  
12 and the Government agrees that in light of the  
13 substantial flight risk that Ms. Wang creates, in  
14 light of both her political asylum status, the  
15 strength of the Government's evidence, the amount of  
16 time she's facing, and her global network of Miles  
17 Guo supporters who clearly are willing to put their  
18 necks out and sign a bond, even though some of them  
19 have only met her once or twice or only speak with  
20 her a couple of times.

21 In light of that substantial flight risk,  
22 we need to be assured that we have qualified  
23 cosigners on this bond. That's all we're doing. It  
24 is a process wherein for every cosigner that we  
25 evaluate, we request information, we request

1 documents, we conduct an interview, we make an  
2 evaluation, and we engage in dialogue. And if we  
3 think that person isn't qualified, we ask for  
4 another name.

5 In this case, we have been given names in  
6 the abstract without even having their documents.  
7 Defense has pushed us to approve them in the  
8 abstract. With respect to the \$2.2 million property  
9 that they proposed would secure the bond, for  
10 example, we received a call. They said they had an  
11 individual, didn't name the individual at first, who  
12 would put up 2.2 million in property. We asked for  
13 the address. They said, "We'll get it to you. Will  
14 you just agree in principle today?"

15 Your Honor, again, we have a process of  
16 going through this, and we are not slow rolling this  
17 by any stretch. We have spent a substantial amount  
18 of time in the last week running down each of the  
19 names and interviewing the people that defense  
20 counsel has brought before us.

21 If defense is in a position where they want  
22 to argue that the Government's assessment is  
23 unreasonable, then under the statute under 18 U.S.C.  
24 3142(c)(1)(B)(xii), for the Court to approve or  
25 determine the appropriateness of an unapproved

1 surety, the Court needs to have before it all of the  
2 documents and assets and evidence underlying that  
3 surety's financial situation because the standard is  
4 that the Court can, on its own, approve that surety  
5 if such surety has a net worth which has sufficient  
6 unencumbered value to pay the amount of the bail  
7 bond.

8 So we're happy to keep working with  
9 defense. We would like to do that to see if there  
10 are potentially qualified cosigners. But if we get  
11 to a point where defense feels there aren't, the  
12 next step would be for the defense to gather  
13 together the supporting materials for proposed  
14 cosigners, submit them to the Court, and then if the  
15 court makes its own independent evaluation that  
16 those people have \$5 million in unencumbered assets  
17 sufficient to support the bond, then I think their  
18 application would appropriately be before the Court.

19 THE COURT: Thank you.

20 MR. LIPMAN: Your Honor, what the  
21 Government just said, essentially, is this: We  
22 interview these people, make a judgment about  
23 whether they're appropriate or not, but the only  
24 questions that they need to actually answer are,  
25 number one, is this a financially responsible

1 person, and, two, do they have moral suasion over  
2 the defendant.

3 THE COURT: But why wouldn't the assessment  
4 of whether somebody was a financially responsible  
5 person include the responsible part? Meaning if,  
6 for instance, the lawyer that you proposed is, in  
7 the Government's light, at least involved on some  
8 level with the fraud, even if that person has  
9 assets, then that person is not responsible in the  
10 Government's light.

11 MR. LIPMAN: Well, that person --

12 THE COURT: And so if you want to make an  
13 application to the Court, that's one thing. But  
14 that's not an unreasonable position for the  
15 Government to take.

16 MR. LIPMAN: Your Honor, in that situation,  
17 regardless of what the Government thinks he did or  
18 didn't do, he would be on the hook for \$5 million.  
19 And the idea of a financially responsible person is  
20 a little bit of an interesting question. The people  
21 that they refuse to -- they interviewed three  
22 people, one a lawyer, two -- I think they're both IT  
23 professionals. They don't have a problem with those  
24 issues -- with those people.

25 What they said to us is, these people don't

1 have enough assets. Well, you know what? They  
2 don't have enough assets. But if Ms. Wang were to  
3 default on the bond, they would be in serious  
4 financial troubles. And they understand that.

5 THE COURT: Right. Unless they fled.

6 MR. LIPMAN: But there's no -- even they do  
7 not suggest that. They're completely unrelated to  
8 her or to the main defendant. I mean, they are  
9 people who know her and are willing to cosign a bond  
10 for her, but even the Government doesn't claim  
11 there's any issue with them, that they're going to  
12 flee or anything like that. One of them is a lawyer  
13 practicing in Chicago. He's not going anywhere,  
14 Your Honor. He's not making a ton of money, but  
15 he's not going anywhere.

16 And one of them is an IT professional who's  
17 actually not Chinese, and he's willing to cosign  
18 bond. Again, he's not a rich person, but his  
19 financial life would be ruined if Ms. Wang were to  
20 default on the bond. And he understands that, and  
21 he thinks that he's willing to sign.

22 And by the way, he spoke with his wife  
23 before he agreed. They both agreed to do so. So  
24 these people making serious, serious commitment,  
25 they all understand what's going on. They are

1 financially responsible. They're not related to the  
2 fraud in any way whatsoever.

3 THE COURT: And so what relief are you  
4 seeking today?

5 MR. LIPMAN: What I'm asking the Court to  
6 do is to do one of two things: Either direct them  
7 to accept the three people being interviewed with  
8 whom they didn't have -- about whom they didn't  
9 have -- they didn't have an issue with them other  
10 than they told us that these people were not  
11 sufficiently rich, or alternatively, that you alter  
12 the bail conditions in such a way that we could  
13 actually reasonably meet.

14 Because if the requirement is that somebody  
15 cosigns a bond over who has moral suasion over  
16 Ms. Wang, all of those people are in Mr. Guo's  
17 orbit, and none of them are going to work. Her best  
18 friend is his daughter. She can't sign. She can  
19 sign for other reasons, maybe, but she can't sign.  
20 We proposed her. They rejected him. They have good  
21 reasons for doing it -- or I don't know if they are  
22 good reasons. They say they have good reasons for  
23 doing it.

24 But they rejected her best friend's  
25 boyfriend as a cosigner. They rejected another

1 person who works Mr. Guo as a cosigner. We asked  
2 them. There are people who -- she was a senior  
3 person in this organization. She interacted with  
4 several senior people. We asked -- we gave them the  
5 names, we said how about this person, that person.  
6 No, no, no, because they're involved in the fraud or  
7 they're involved in the movement or they're involved  
8 in this, involved in that.

9 Well, what are we supposed to do? We found  
10 three people they interviewed who are financially  
11 responsible, willing to sign, and did not even --  
12 they don't claim are involved in defrauding anyone.

13 MS. MURRAY: Your Honor, if I just may  
14 briefly respond to that point. I do want to note I  
15 don't believe there's any issue that's ripe for the  
16 Court at this point procedurally or under the law.  
17 And I don't think that the first prong of relief  
18 that Mr. Lipman suggested is appropriate, for the  
19 Court to force the Government to approve cosigners.  
20 That is not the legal standard.

21 The three individuals Mr. Lipman just  
22 mentioned, I want to note, while we said we could  
23 get comfortable with them as financially responsible  
24 persons, all three of those individuals are victims  
25 of the fraud. They all invested in various of the

1 different fraudulent arms of this scheme. The fact  
2 that they are willing to sign a bond and they have  
3 potential means to support some portion, by no  
4 stretch, 5 million, but some portion of that bond is  
5 independent of the other prong of the assessment,  
6 which is moral suasion.

7 If they sign the bond, what influence do  
8 they have over Ms. Wang appearing in future court  
9 appearances to protect the assets and the \$5 million  
10 debt that could be imposed on people she and her  
11 coconspirators have already victimized in the course  
12 of this fraud?

13 We have valid bases to have not accepted  
14 the cosigners who have been presented. We have a  
15 process for reviewing and approving cosigners. And  
16 if there are certain people the defense wants to  
17 bring to the Court's attention, they need to provide  
18 the supporting documentation and make an argument,  
19 and the Court can make an independent investment.

20 THE COURT: Okay. I think --

21 MR. LIPMAN: Your Honor, just very briefly,  
22 these people understand what they're doing. They're  
23 members of a movement of people who are dissidents  
24 and are opposing Chinese Government, communist  
25 party. Ms. Wang is a very well-known person. They

1 know who she is. They understand the allegations.  
2 One of them specifically asked me, before he agreed  
3 to do it, to send him the complaint, which I did.  
4 And he took time to review the complaint before he  
5 gave me permission to contact the Government. Okay?

6 So they know what they're doing. They  
7 understand that the Government used them as victims.  
8 They are prepared to sign.

9 THE COURT: Okay. I tend to agree with  
10 Ms. Murray that there is not an issue before the  
11 Court. I'm certainly not going to direct people I  
12 don't even know -- I haven't even had names, much  
13 less any information. I'm not going to direct the  
14 Government to accept these miscellaneous John Does  
15 as sureties. That's not how this works. And I  
16 don't believe sufficient time has elapsed that  
17 justifies revisiting Judge Parker's bail conditions.

18 What I'd like to do is, first, direct you,  
19 Mr. Lipman. It sounds like you haven't given all  
20 the information to the Government specifically with  
21 respect to this person who has property that they  
22 might post. You know, they need to do their job. I  
23 take Ms. Murray at her word that they are not slow  
24 walking this. They are making every effort to  
25 locate somebody that the Government is comfortable

1 with. But you do need to provide information so  
2 that they can do their job too. So you need to get  
3 that information to the Government as soon as  
4 possible.

5 I'd like to set a date for an appropriate  
6 motion based on what you are proposing. And I guess  
7 the question, Mr. Lipman, is when do you want that  
8 motion to be filed? I think it does need to be  
9 filed with supporting documents and all of the  
10 information necessary, and I think it'll just be  
11 assigned to the judge who's on duty here. That  
12 judge will need to review the information as well.

13 So I don't know how long it'll take you to  
14 assemble the paperwork that you would need to  
15 assemble to satisfy the Court that the person that  
16 you're proposing that you allege the Government has  
17 rejected is inadequate and the Court should order  
18 the Government to accept that person.

19 So I want to give you enough time to make a  
20 motion that's appropriate and supported, but also to  
21 continue working with the Government, because I  
22 don't hear the Government saying they don't see a  
23 way out of this morass. They just need additional  
24 information. And it may be as you began,  
25 Mr. Lipman, you know, there's a million-dollar

1 property. There's a 2.2, 2.5 million dollar  
2 property of somebody else. There's a half a million  
3 dollars in a bank that's frozen. It may be that the  
4 Government can work with you to cobble something  
5 together.

6 But, for instance, if you have a  
7 \$2.5 million house in the Hamptons that has \$100,000  
8 in equity in it, and the rest is owned by a bank,  
9 then that's not going to be helpful for your client.  
10 You need to get that information to the Government.  
11 They just have no idea.

12 MR. LIPMAN: Your Honor, just to be clear,  
13 in the case of this famous individual, the  
14 Government says they didn't provide us the  
15 information. They knew who it was, and the question  
16 was not what the property was. The question was  
17 were they going to approve him at all. And they  
18 didn't. They said -- they told us they ran it up  
19 the flag pole, couldn't do it.

20 It wasn't because the property wasn't  
21 appropriate that they turned it down. It wasn't  
22 because there was not enough equity in it. It was  
23 because they don't like who it is. And the problem  
24 that we have and the reason we are in this courtroom  
25 today, Your Honor, is because their criteria keeps

1 shifting. First, there was an understanding, an  
2 explicit understanding -- I told them right away,  
3 look, there are no sisters. There are no brothers.  
4 There are no aunts. Okay? It's going to be  
5 somebody else.

6 They said, "All right; we understand that."  
7 So we gave them names. These people are not rich  
8 enough. Okay. Now they're telling you that they  
9 also don't have moral suasion. Well, you knew that  
10 before when I first gave you the names. I feel like  
11 we're not getting anywhere because things are  
12 shifting. And I think what they're doing is they're  
13 deliberately trying to keep her in in order to put  
14 pressure on her so that she becomes their friends,  
15 your Honor. I think that's what's really going on  
16 here.

17 Friday. We'll file on Friday or tee it up  
18 on Friday?

19 MS. CHAUDHRY: We'll file on Friday.

20 MR. LIPMAN: We can file on Friday, Your  
21 Honor.

22 THE COURT: Okay.

23 MR. LIPMAN: And, Your Honor, we will  
24 continue working with them, but at a minimum, it  
25 would be helpful to us if the Court could at least

1 admonish them to work with us in good faith.

2 THE COURT: I'm not going to admonish them  
3 because I don't believe that they are not working  
4 with you in good faith. So I'm happy to have your  
5 application. I hope nothing that's in the  
6 application is information that you haven't provided  
7 to the Government, because what I'm hearing from the  
8 Government, and I don't really need to get into the  
9 sandbox to figure out who's right or who's wrong  
10 here, is that they haven't received all the  
11 information that they need from you. So I hope that  
12 you continue to provide that to them.

13 I'll direct the Government to expeditiously  
14 respond to the proposals and to make a good faith  
15 assessment of those folks. I'm not going to  
16 admonish you that you haven't done that yet, but  
17 that's certainly your obligation, and I expect you  
18 to do so. So this motion is going to be filed on  
19 Friday.

20 When would the Government like to file its  
21 opposition?

22 MR. FERGENSON: Without knowing what this  
23 motion is going to look like, Your Honor, it's a  
24 little difficult to say.

25 THE COURT: How about if you file it

1       Wednesday, and we set a conference for the following  
2       Friday?

3                    MR. FERGENSON: That seems reasonable, Your  
4       Honor.

5                    THE COURT: Okay. So there's going to be  
6       something filed on Friday, which is March 24th.  
7       There's going to be an opposition filed on  
8       Wednesday, which, if my calculation is right, is  
9       March 29th.

10                  Is that right, Ms. Fletcher?

11                  THE DEPUTY CLERK: That's right.

12                  THE COURT: And then I will work with, I  
13       believe, Judge Lehrburger, who will be hearing this,  
14       for a date for the conference, which will be held on  
15       March 31st.

16                  If between now and March 31st, the parties  
17       are able to work this out, which is my hope, you  
18       should obviously notify the Court as soon as  
19       possible. And I do think the parties can figure out  
20       a way to come up with a resolution here for this  
21       issue. This is not the first time the Government  
22       has faced complications of this sort, so I'm  
23       confident you can figure something out. But  
24       obviously, if you can't, then the Court will see you  
25       the following Friday.

1                   All right. Anything further?

2                   MR. FERGENSON: No, thank you, Your Honor.

3                   MR. LIPMAN: Thank you, Your Honor.

4                   MS. CHAUDHRY: Your Honor, did we have a  
5 time for next Friday?

6                   THE COURT: We don't.

7                   MR. LIPMAN: Okay.

8                   THE COURT: We'll set it once -- it's going  
9 to be Judge Lehrburger.

10                  MS. CHAUDHRY: Thank you.

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C E R T I F I C A T E

3 I, Marissa Mignano, certify that the foregoing  
4 transcript of proceedings in the case of  
5 UNITED STATES v. YANPING WANG, Docket #23-mj-02007,  
6 was prepared using digital transcription software and  
7 is a true and accurate record of the proceedings.

0 Signature \_\_\_\_\_

Marissa Mignano

13 Date: March 27, 2023